

1 ROBERT P. DOTY (STATE BAR NO. 148069)  
 2 STUART I. BLOCK (STATE BAR NO. 160688)  
 3 SCOTT J. LICHTIG (STATE BAR NO. 243520)  
 COX, CASTLE & NICHOLSON LLP  
 555 California Street, 10th Floor  
 San Francisco, CA 94104-1513  
 Telephone: (415) 392-4200  
 Facsimile: (415) 392-4250  
 sblock@coxcastle.com

6 Attorneys for Defendant  
 City of Sausalito

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8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**

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11 NORTHERN CALIFORNIA RIVER WATCH, a  
 non-profit corporation,,

Case No. CV 08 1966

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Plaintiff,

13

vs.

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CITY OF SAUSALITO, and DOES 1-10,  
 Inclusive,

16

Defendant.

**STIPULATED REQUEST FOR ORDER  
 CONTINUING INITIAL CASE  
 MANAGEMENT CONFERENCE**

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18 Pursuant to Northern District of California Civil Local Rules 6-2 and 7-12, Defendant  
 19 City of Sausalito (“City”) requests that this Court continue the Initial Case Management Conference  
 20 and related disclosure obligations under Federal Rules of Civil Procedure 26 and Local Rule 16 for a  
 21 period of thirty (30) days, as indicated below. The City has only recently retained counsel in this  
 22 matter and makes this request to permit the parties to explore the possibility of an expeditious  
 23 resolution without the need for further litigation.

24

Plaintiff Northern California River Watch (“Plaintiff”) filed its complaint in this action  
 on April 15, 2008, asserting claims under the citizen provisions of the Clean Water Act, 33 U.S.C. §  
 1251 *et seq.* and the Resource Conservation and Recovery Act, 42 U.S.C. § 6901 *et seq.* The  
 complaint’s allegations relate to the City’s role in the operation of a complex, multi-party wastewater  
 collection and treatment system which, the complaint alleges, collects sewage from approximately

1 6,200 connections and serves 7,454 citizens in southern Marin County. The complaint further alleges  
 2 that City's collection system is a source of increased wet weather flows into the Sausalito-Marin City  
 3 Sanitary District due to alleged inflow and infiltration of stormwater and groundwater into the City's  
 4 sewers through cracks, eroded sections and misaligned joints.

5 The parties have engaged in initial discussions regarding Plaintiff's claims and Plaintiff  
 6 has provided to the City a proposed settlement of the present action. The City, its engineers, and its  
 7 counsel have commenced evaluation of Plaintiff's claims and its settlement proposal; however, given  
 8 the sheer number of issues raised in the complaint, additional investigation remains outstanding.  
 9 Likewise, the City requires additional time to assess the elements of Plaintiff's settlement demand. To  
 10 permit the City to meaningfully weigh Plaintiff's allegations, as well as to provide for the possibility  
 11 of early settlement of this matter, Plaintiff has agreed, subject to this Court's approval, to: 1) permit  
 12 the City an additional thirty (30) days to respond to the complaint, and 2) stipulate to the present  
 13 motion seeking to continue all currently established pre-trial dates for a period of thirty (30) days, or  
 14 the as soon thereafter as available with this Court. The parties believe that this brief extension will  
 15 permit the parties to more effectively approach resolution of this matter and most efficiently utilize the  
 16 Court's time and resources. There have been no prior extensions of time sought or granted in this  
 17 matter, and the continuance would affect only those dates indicated below.

18 Accordingly, the parties respectfully request that the Court approve and establish the  
 19 following new dates for the referenced pre-trial requirements:

ACTION	OLD DATE	NEW DATE
City's Answer	June 24, 2008	July 24, 2008
Last day to meet and confer and file joint ADR Certification	July 7, 2008	August 6, 2008
Last day to file Rule 26(f) Report, complete initial disclosures	July 18, 2008	August 18, 2008
Initial Case Management Conference	July 25, 2008	August 25, 2008 *

27 \* Or as soon thereafter as the Court's schedule permits.  
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1 Respectfully submitted,

2 DATED: June 14, 2008

COX, CASTLE & NICHOLSON LLP

3  
4 By: 

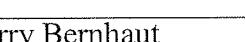
5 Stuart I. Block

6 Attorney for Defendant City of Sausalito

7 Plaintiff hereby stipulates to the new dates set forth in the chart above and requests that  
8 the Court enter the Proposed Order submitted herewith.

9 DATED: July       , 2008

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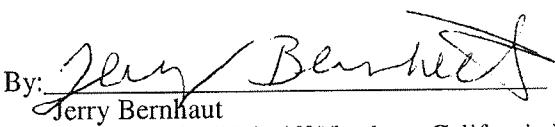
Jerry Bernhaut

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Attorneys for Plaintiff Northern California River  
Watch

1 Respectfully submitted,

2 DATED: June       , 2008

COX, CASTLE & NICHOLSON LLP

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4 By: \_\_\_\_\_  
5 Stuart I. Block  
6 Attorney for Defendant City of Sausalito  
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8 Plaintiff hereby stipulates to the new dates set forth in the chart above and requests that  
9 DATED: July 1, 2008  
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11 By:   
12 Jerry Bernhaut  
13 Attorneys for Plaintiff Northern California River  
14 Watch  
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